

Receipt date: 01/09/2008

PTO/SB/08A (12-07)

Approved for use through 12/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10677742
				Filing Date	October 01, 2003
				First Named Inventor	Don Hannula
				Art Unit	3765
				Examiner Name	Worrell Jr. Larry D.
Sheet	7	of	10	Attorney Docket Number	
				TYHC:0127/FLE/BAK (P0402S-01) (009103-019510US)	

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				
	A200	US-	6,280,213	08-21-2001	Tobler et al.	
	A201	US-	6,282,450	08-28-2001	Hartlaub et al.	
	A202	US-	6,283,922	09-04-2001	Goto et al.	
	A203	US-	6,285,895	09-04-2001	Ristolainen et al.	
	A204	US-	6,306,076	10-23-2001	Gill	
	A205	US-	6,308,089	10-23-2001	von der Ruhr et al.	
	A206	US-	6,321,100	11-20-2001	Parker	
	A207	US-	6,322,516	11-27-2001	Masuda et al.	
	A208	US-	6,343,223	01-29-2002	Chin et al.	
	A209	US-	6,343,224	01-29-2002	Parker	
	A210	US-	6,346,886	02-12-2002	De La Hueraga	
	A211	US-	6,349,228	02-09-2002	Kiani et al.	
	A212	US-	6,356,774	03-12-2002	Bernstein et al.	
	A213	US-	6,362,622	03-26-2002	Stauber et al.	
	A214	US-	6,368,282	04-09-2002	Oka et al.	
	A215	US-	6,370,411	04-09-2002	Osadchy et al.	
	A216	US-	6,377,829	04-23-2002	Al-Ali	
	A217	US-	6,381,481	04-30-2002	Levendowski et al.	
	A218	US-	6,385,486	05-07-2002	John et al.	
	A219	US-	6,385,821	05-14-2002	Modgil et al.	
	A220	US-	6,387,092	05-14-2002	Burnside et al.	
	A221	US-	6,388,240	05-14-2002	Schulz et al.	
	A222	US-	6,397,091	05-28-2002	Diab et al.	
	A223	US-	6,405,075	06-11-2002	Levin	
	A224	US-	6,416,471	07-09-2002	Kumar et al.	
	A225	US-	6,416,474	07-09-2002	Penner et al.	
	A226	US-	6,417,774	07-09-2002	Hibbs et al.	
	A227	US-	6,423,010	07-23-2002	Friedman et al.	
	A228	US-	6,430,423	8/2002 08-06-2006	DeLonzor et al.	
	A229	US-	6,432,050	08-13-2002	Porat et al.	
	A230	US-	6,450,168	09-17-2002	Nguyen	
	A231	US-	6,450,957	09-17-2002	Yoshimi et al.	

TS
8/13/10

Examiner Signature	/Danny Worrell/ (02/17/2009)	Date Considered	
-----------------------	------------------------------	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /LDW/

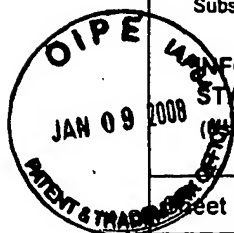
Receipt date: 01/09/2008

PTO/SB/08A (12-07)

Approved for use through 12/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.



Substitute for form 1449/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	10/667,742- 10677742
				Filing Date	October 01, 2003
				First Named Inventor	Don Hannula
				Art Unit	3765
				Examiner Name	Worrell Jr. Larry D.
Sheet	1	of	10	Attorney Docket Number	TYHC:0127/FLE/BAK (P0402S-01) (009103-019510US)

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				
	A1	US-	H1039	04-07-1992	Tripp Jr. et al.	
	A2	US-	RE 36,000	12-22-1998	Swedlow et al.	
	A3	US-	4,570,638	02-18-1986	Stoddart et al.	
	A4	US-	4,775,116	10-04-1998	Klein	
	A5	US-	4,784,162	11-15-1988	Ricks et al.	
	A6	US-	4,802,485	02-07-1989	Bowers et al.	
	A7	US-	4,825,872	05-02-1989	Tan et al.	
	A8	US-	4,825,879	05-02-1989	Tan et al.	
	A9	US-	4,838,279	06-13-1989	Fore	
	A10	US-	4,890,619	01-02-1990	Hatschek	
	A11	US-	4,930,888	06-05-1990	Feisleben et al.	
	A12	US-	4,942,877	07-24-1990	Sakai et al.	
	A13	US-	4,972,331	11-20-1990	Chance	
	A14	US-	4,996,975	03-05-1991	Nakamura	
	A15	US-	5,054,488	10-08-1991	Muz	
	A16	US-	5,080,096	01-14-1992	Hooper et al.	
	A17	US-	5,080,098	01-14-1992	Willett et al.	
	A18	US-	5,122,974	06-16-1992	Chance	
	A19	US-	5,125,403	06-30-1992	Culp	
	A20	US-	5,167,230	12-01-1992	Chance	
	A21	US-	5,188,108	02-23-1993	Secker	
	A22	US-	5,191,891	05-09-1993	Righter	
	A23	US-	5,209,230	05-11-1993	Swedlow et al.	
	A24	US-	5,214,409	05-25-1993	Beigel	
	A25	US-	5,217,012	06-08-1993	Young et al.	
	A26	US-	5,241,300	08-31-1993	Buschmann	
	A27	US-	5,246,003	09-21-1993	DeLonzor	
	A28	US-	5,253,645	10-19-1993	Friedman et al.	
	A29	US-	5,267,567	12-07-1993	Aung et al.	
	A30	US-	5,295,490	03-22-1994	Dodakian	
	A31	US-	5,313,940	05-24-1994	Fuse et al.	
	A32	US-	5,337,744	08-16-1994	Brianigan	

Examiner Signature	/Danny Worrell/ (02/17/2009)	Date Considered	
--------------------	------------------------------	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /LDW/

Receipt date: 01/09/2008 .

PTO/SB/08A (12-07)

Approved for use through 12/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/667,742 10677742
				Filing Date	October 01, 2003
				First Named Inventor	Don Hannula
				Art Unit	3765
				Examiner Name	Worrell Jr. Larry D.
Sheet	10	of	10	Attorney Docket Number	
				TYHC:0127/FLE/BAK (P0402S-01) (009103-019510US)	

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	B46	JP 2001/346775	12-18-2001	Marconi Medical		
	B47	JP 2002/065647	03-05-2002	Masimo Corporation		
	B48	JP 55024614	02-21-1980	Hitachi Metals		
	B49	RU 2132204	06-27-1999	Konoplev et al.		
	B50	WO 2001/01855	01-11-2001	Georiga Tech		
	B51	WO 2001/17425	03-15-2001	Tensys Medical		
	B52	WO 2001/87224	11-22-2001	Illyes		
	B53	WO 2002/15784	02-28-2002	Platt et al.		
	B54	WO 2002/65901	08-29-2002	Ares Medical		
	B55	WO 95/06430	03-09-1995	Boehringer Mannheim		
	B56	WO 2000/78209	12-28-2000	Masimo Corporation		
	B57	WO 2066977 02/066977	08-29-2002	Masimo Corporation		
	B58	WO 9115151	10-17-1991	Nellcor Incorporated		
	B59	WO 9118550	12-12-1991	Mathews		
	B60	WO 9220273	11-26-1992	Chance		
	B61	WO 9615714	05-30-1996	Austel Licensing		
	B62	WO 9616591	06-06-1996	Aihonen et al.		
	B63	WO 9641138	12-19-1996	Masimo Corporation		
	B64	WO 9720494	06-12-1997	Non-Invasive Technology		
	B65	WO 9720497	06-12-1997	Nellcor Incorporated		
	B66	WO 9963883	12-16-1999	Sarussi		
	B67					
	B68					
	B69					
	B70					
	B71					
	B72					
	B73					
	B74					
	B75					
	B76					
	B77					
	B78					

Examiner Signature	/Danny Worrell/ (02/17/2009)	Date Considered	
--------------------	------------------------------	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /LDW/